

2009 DRAFTING REQUEST

Bill

Received: 03/12/2010

Received By: **chanaman**

Wanted: As time permits

Companion to LRB:

For: **Jim Holperin (608) 266-2509**

By/Representing: **Ian Shannon-Bradley**

May Contact:

Drafter: **chanaman**

Subject: **Mental Health - miscellaneous**

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Holperin@legis.wisconsin.gov**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Mental health placements of Indians

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/P1	chanaman 03/12/2010	bkraft 03/12/2010		_____			S&L
/1			rschluet 03/12/2010	_____	sbasford 03/12/2010	lparisi 03/16/2010	S&L

FE Sent For: "1" @ intro 3/18/10

<END>

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This file may be shown to any legislator: **NO**

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/P1	chanaman	/l bjk 3/12		_____			

FE Sent For:

<END>

Hanaman, Cathlene

From: Shannon-Bradley, Ian
Sent: Thursday, February 11, 2010 11:10 AM
To: Hanaman, Cathlene
Subject: Indian Mental Health Placements

Hi Cathlene,

I was just about to send this to you. Senator Holperin would like to have legislation drafted to create a "high-cost pool" in the Department of Health Services for tribal members who have been placed in mental health facilities by a court.

Here is the language for our request:

Indian Mental Health Placements. Up to the amounts in the schedule, the Department may reimburse an Indian tribe or a county department for unexpected or unusually high-cost placements of tribal members who have been placed in mental health treatment facilities by a court of a tribe not subject to the provisions of federal Public Law 280. In this subsection, "unusually high-cost placements" means placements where the cost to an Indian tribe or to a county department for tribal members who have been placed in mental health facilities by tribal courts exceeds \$50,000 in a fiscal year. The Department may reimburse a tribe or a county department for costs above \$50,000 for those placements.

Funding for this program shall come from the funds remaining at the end of a fiscal year from the 44 programs funded by tribal gaming revenue. The DOA shall place these funds, not to exceed \$500,000 in the DHS appropriation in each fiscal year.

Please let me know if you have any questions. Thank you!

Ian

Ian Shannon-Bradley
Office of State Senator Jim Holperin
12th Senate District
409 South, State Capitol
Madison, WI 53701-7882
ian.shannon-bradley@legis.wisconsin.gov
(608)266-2509

SB 475

20.505.18(hm)

February 24

51.42



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-4530/20

CMH:.....

①
Lgk

Monday

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

SA
x-ref

1 sen cat

- 1 AN ACT ...; relating to: reimbursement of counties and Indian tribes for
2 unexpected or unusually high-cost placement of Indians in mental health
3 treatment facilities and making an appropriation.

Analysis by the Legislative Reference Bureau

This bill appropriates \$500,000 in Indian gaming receipts to the Department of Health Services in the 2009-11 fiscal biennium to reimburse tribes and county departments of human services or social services for unexpected or unusually high-cost placements of Indian tribe members in a mental health institute.

For further information see the ***state and local*** fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

- 4 SECTION 1. 20.005 (3) (schedule) of the statutes: at the appropriate place, insert
5 the following amounts for the purposes indicated:

2009-10 2010-11

20.435 Health services, department of**(2) MENTAL HEALTH AND DEVELOPMENTAL DISABILITIES**

SERVICES; FACILITIES

(3)	Indian mental health placement	PR-S	C	250,000	250,000
-----	--------------------------------	------	---	---------	---------

SECTION 2. 20.435 (2) (km) of the statutes is created to read:

20.435 (2) (km) *Indian mental health placement*. The amounts in the schedule to reimburse an Indian tribe or band in this state or a county department as provided under s. 51.606 (2). All moneys transferred from the appropriation account under s. 20.505 (8) (hm) 25. shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year shall revert to the appropriation account under s. 20.505 (8) (hm).

SECTION 3. 20.505 (8) (hm) 25. of the statutes is created to read:

20.505 (8) (hm) 25. The amount transferred to s. 20.435 (2) (km) shall be the amount in the schedule under s. 20.435 (2) (km).

SECTION 4. 51.606 of the statutes is created to read:

51.606 Reimbursement for Indian mental health placement. (1) In this section, "unusually high-cost" means the amount by which the cost to an Indian tribe or to a county department exceeds \$50,000.

(2) The department may reimburse from the appropriation account under s. 20.435 (2) (km) an Indian tribe in this state or a county department for unexpected or unusually high-cost placement by a tribal court of a member of the Indian tribe or band in a state treatment facility.

(END)

Parisi, Lori

From: Shannon-Bradley, Ian
Sent: Monday, March 15, 2010 4:45 PM
To: LRB.Legal
Subject: Draft Review: LRB 09-4530/1 Topic: Mental health placements of Indians

Please Jacket LRB 09-4530/1 for the SENATE.



State of Wisconsin
2009-2010 LEGISLATURE

CORRECTIONS IN:

2009 SENATE BILL 630

Prepared by the Legislative Reference Bureau
(April 19, 2010)

1. Page 2, line 5: delete "C" and substitute "A".

(END)

STATE OF WISCONSIN - LEGISLATIVE REFERENCE BUREAU

LRB

Research (608-266-0341)

Library (608-266-7040)

Legal (608-266-3561)

LRB

CCC

to

SB 630

At Page 2, line 5 (:) delete "C" and substitute "A" (.)

LRB-4530/1

4/19/10

bjk

SENATE BILL 630

SECTION 1

	2009-10	2010-11
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20.435	Health services, department of	
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(2)	MENTAL HEALTH AND DEVELOPMENTAL DISABILITIES	
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SERVICES; FACILITIES		
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(END)